

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

GARY SPARAGO,

Plaintiff,

NOTICE OF MOTION

-against-

Case No. 7:20-cv-00276
(KMK)

BEAVER MOUNTAIN LOG HOMES, INC.,

Defendant.

PLEASE TAKE NOTICE:

MOTION BY:

COUGHLIN & GERHART, LLP

Paul J. Sweeney, Esq., of counsel
*Attorneys for Defendant, Beaver Mountain
Log Homes, Inc.*

P.O. Box 2039

Binghamton, New York 13902-2039

Tel: 607-723-9511

ORAL ARGUMENT NOT REQUESTED:

This motion is made on a submitted basis.

DATE, TIME AND PLACE OF HEARING:

To be determined by the Court. This motion is made on a submitted basis. However, oral argument, if ordered by the Court, shall be heard at:

United States District Court
Southern District of New York
Federal Building and United States
Courthouse
300 Quarropas Street.
White Plains, NY 10601-4150

SUPPORTING PAPERS:

Declaration of Paul J. Sweeney, Esq. and
Memorandum of Law in Support of Motion
both dated June 11, 2020.

RELIEF DEMANDED:

An Order dismissing Plaintiff's Amended Complaint in its entirety pursuant to Fed. R. Civ. P. 12(b)(6), and for such other and further relief as this Court deems just and proper.

GROUND FOR RELIEF:

The Amended Complaint fails to state a cause of action.

DEMAND FOR ANSWERING PAPERS:

Per ECF Doc #15, Plaintiff shall file a response by no later than July 11, 2020.

Dated: Binghamton, New York
June 11, 2020

S/Paul J. Sweeney
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(VIA ECF)